

1 HONORABLE RICHARD A. JONES
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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT SEATTLE
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15 CHAD WAYNE HURN,
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17 v.
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19 Petitioner,

20 RONALD HAYNES,
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23 Respondent.

24 No. 2:19-cv-01942-RAJ
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27 ORDER GRANTING EXTENSION OF
28 TIME TO FILE OBJECTIONS TO
REPORT AND RECOMMENDATION
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30 This matter comes before the Court on Petitioner's motion for an extension of time
31 to file objections to the Report & Recommendation ("R&R"). Dkt. # 28. The Honorable
32 Mary Alice Theiler issued the R&R on January 25, 2021. Dkt. # 27. The R&R ordered
33 the parties to file any objections to the R&R no later than twenty-one (21) days after the
34 filing of the R&R. *Id.* at 44. On February 1, 2021, Petitioner Chad Wayne Hurn
35 ("Petitioner"), proceeding *pro se* while incarcerated, moved the Court for an extension of
36 90 days to respond to the R&R. Dkt. # 28 at 1. Petitioner points to the closure of the law
37 library due to the COVID-19 pandemic, as well as his placement in a "COVID positive
38 unit," from which he is not allowed to leave, as justification for his request for additional
39 time to respond to the 45-page R&R. *Id.* at 3.

40 A court may, for good cause, extend the time by which an act must be done if a
41 request is made before the original time expires. Fed. R. Civ. P. 6(b). According to
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43 ORDER – 1
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1 Local Rule 7(j), “[a] motion for relief from a deadline should, whenever possible, be filed
2 sufficiently in advance of the deadline to allow the court to rule on the motion prior to the
3 deadline,” unless the motion is based on a “true, unforeseen emergency.” Local Rules
4 W.D. Wash. LCR 7(j). Here, Petitioner provides good cause for an extension of time to
5 file his response based on his limited ability to access legal resources. He also filed his
6 request promptly, with sufficient time in advance of the deadline to allow the Court to
7 rule on the motion. The Court therefore **GRANTS** Petitioner’s motion for an extension
8 of time to 90 days from the date of this Order to file any objections to the Report and
9 Recommendation. Dkt. # 28.

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11 DATED this 8th day of February, 2021.

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The Honorable Richard A. Jones
United States District Judge